

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Panchayats - Surampalli Gram Panchayat, Gannavaram Mandal, Krishna District - Sri K. Surya Prakasa Rao, Ex. Sarpanch - Recovery under R.R Act - Revision Petition filed before the Government - dismissed- Orders - Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (PTS.II) DEPARTMENT

G.O. Rt. No. 820

Date: 03.06.2008

Read the following:

1. From the District Collector (PW), Krishna, Roc. No. 1975/04, Pts.1, dated 4-10-06.
2. From the District Collector (PW), Krishna Roc. No. 1975/04, Pts.1, dated 7-10-06.
3. From Sri K. Surya Prakasa Rao, R.P. dt 20-10-06.
4. From the DPO, Krishna Roc. No.1974/2004 Pts.1, dated 25-01-07
5. Govt Memo No. 21843/Pts.II/A2/2006-9, dt 31-08-07.
6. From Sri K. Surya Prakasa Rao, Reptn dt 24-01-07.
7. From the DPO, Krishna Roc. No.1975/2004 Pts.1, dated 10-03-08

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ORDER:

In the references 1st read above, the District Collector (PW), Krishna District has authorised to Mandal Revenue Officer, Gannavaram to recover an amount of Rs. 65,010/- from Sri K. Surya Prakasa Rao, Ex. Sarpanch, Surampalli Gram Panchayat, Gannavaram Mandal, Krishna District under R.R Act. In the reference 2nd read above, the District Collector (PW), Krishna has informed to Sri K. Surya prakasa Rao, Ex. Sarpanch that the amount of Rs. 1,30,020/- has not been paid to the Contractor towards sinking of seven bore wells worked by the Contractor in the village and directed to remit the proportionate amount of Rs. 65,010/- and inform the remit particulars for record.

2. Aggrieved by the above said orders, in the reference 3rd read above Sri K. Surya Prakasa Rao, Ex. Sarpanch, Surampalli Gram Panchayat, Gannavaram Mandal, Krishna District has filed a revision petition before the Government requesting to set aside and stay the orders passed by the Collector (PW), Krishna District vide reference 1st & 2nd read above.

3. The case was heard on 23-08-07. Both parties were attended. The petitioner argued that he had paid the amounts to the contractor in respect of 6 Bore Wells, that he paid back an amount of Rs. 65,010/- in protest to the extent of the liability fixed by the authorities. The Petitioner has further contended that the amount has been paid to the contractor in the presence of certain members of Gram Panchayat and the Panchayat Secretary has also prepared the vouchers and necessary entries have also been made in the cash register.

4. In the memo 4th read above, Government have instructed to the District Panchayat Officer, Krishna that to verify the records again and submit his report.

5. The District Panchayat Officer, Krishna has reported that on verification of the Gram Panchayat record, it is found that the then Panchayat Secretary has made entry in cash book of General funds at Page No. 87 under the voucher No. 109 to 113 dated 22-09-03 showing that the amount expenditure in the debit side under "Description of Paid towards the construction of Bore wells as recorded in M. Book No. 919/01-02 page No. 29 to 33 and further found that the bore wells work relates to 11th Finance Commission Scheme paid amount is not mentioned

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in 11th Finance Commission Scheme cash book to hide the misappropriation. On the verifications of Gram Panchayat records, it was found that Panchayat Secretary has simply mentioned the vouchers Nos but no pass order and pay order as per procedure. It is evident that the amount of Rs. 1,30,020/- has not paid to the Contractor. The genuineness of the payment of said amount to the contractor is not acceptable without proper receipt.

6. After examination of the records and reports of the District Panchayat Officer, Krishna dated 25-01-07 and 10-03-08, Government confirmed the orders of the District Collector (PW), Krishna District issued vide reference 1st & 2nd read above. Accordingly the Appeal petition filed by K. Surya Prakasa Rao, Ex. Sarpanch, Surampalli Gram Panchayat, Gannavaram Mandal, and Krishna District is dismissed. The District Collector (PW), Krishna District is requested to take disciplinary action against the then Gram Panchayat Secretary.

7. The District Collector (PW), Krishna District is requested to take follow up necessary action under APPR Act 1994.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

CHITRA RAMACHANDRAN
SECRETARY TO GOVERNMENT

To

The Collector (PW), Krishna District, Machilipatnam.

The Commissioner of Panchayat Raj PR & RE, A.P., Hyderabad.

The District Panchayat Officer, Krishna District, Machilipatnam.

Copy to:

Sri K. Surya Prakasa Rao, Ex. Sarpanch, Surampalli Gram Panchayat, Gannavaram Mandal, Krishna District.

Sf/Sc.

//Forwarded by Order//

SECTION OFFICER